IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 23RD FEBRUARY 2007 / 4TH PHALGUNA 1928

WP(C).No. 32049 of 2006(M)

PETITIONER:

SREEJITH P.S., SREE BHAVAN,
MARUTHAMON BHAGAM, THEKKETHERY, P.O.PATTAZHI,
KOLLAM DISTRICT.

BY ADV. SRI.O.D.SIVADAS
SRI.S.SUNIL NARAYANAN

RESPONDENTS:

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1. **THE ASSISTANT EDUCATIONAL OFFICER,**
   PUNALUR.

2. **THE DISTRICT EDUCATIONAL OFFICER,**
   KANJIRAPPALLY.

3. **THE MANAGER,**
   TRAVANCORE DEVASWOM BOARD SCHOOLS,
   TRAVANCORE DEVASWOM BOARD, NANDANCODE,
   THIRUVANANTHAPURAM.

4. **THE TRAVANCORE DEVASWOM BOARD,**
   REP. BY ITS SECRETARY,
   OFFICE OF THE TRAVANCORE DEVASWOM BOARD,
   THIRUVANANTHAPURAM.

***ADDL.R5 TO R7 ARE IMPLEADED:**

R5. SRI.AJITH.S., LPSA, D.B.H.S., ERUMELY.

R6. SMT.SAJITHA, LPSA, D.B.H.S.S., ERUMELY.

R7. SRI.CHINNU.C.NAIR, LPSA, D.B.L.P.S., MAMPAZHATHARA.

(ADDL.R5 TO R7 ARE IMPLEADED AS PER ORDER DTD. 23/02/2007 IN I.A.NO.17617/2006)

BY ADV. SRI. M.K.CHANDRAMOHAN DAS, SC, TDB
BY GOVT.PLEADER SRI. T.T. MUHAMOOD

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.NO.32049/2006 M

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE APPOINTMENT ORDER DTD. 12/12/2003 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.**

EXT.P2: **COPY OF THE APPOINTMENT ORDER NO.4389/04/G.EDN. DTD. 19/01/2005 ISSUED BY THE 4TH RESPONDENT TO THE PETITIONER.**

EXT.P3: **COPY OF THE APPOINTMENT ORDER NO.2653/05/EDN. DTD. 07/06/2006 ISSUED BY THE 3RD RESPONDENT TO THE PETITIONER.**

EXT.P4: **COPY OF THE APPOINTMENT ORDER NO.2653/05/EDN. DTD. 12/07/2006 ISSUED BY THE 3RD RESPONDENT TO OTHER INCUMBENTS.**

EXT.P5: **COPY OF THE REQUEST DTD. 13/11/2006 SUBMITTED BY THE PETITIONER BEFORE THE 1ST RESPONDENT.**

EXT.P6: **COPY OF THE REQUEST DTD. 13/11/2006 SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT.**

/TRUE COPY/

Kss

K. M. JOSEPH, J.

W.P.C. NO. 32049 OF 2006 M

Dated this the 23rd February, 2007

JUDGMENT

Case of the petitioner, in brief, is as follows:

Petitioner is a Rule 51A claimant. Without considering his claim, third respondent Manager, appointed three Teachers. Petitioner has objected to the said appointments by filing Exts.P5 and P6 before respondents 1 and 2 respectively. Prayer in the Writ Petition is for a direction to respondents 1 and 2 to consider Exts.P5 and P6 representations against the appointments made by third respondent overlooking petitioner's claim. The Writ Petition is disposed of directing the first respondent to consider Ext.P5 and the second respondent to consider Ext.P6, with notice to petitioner and the appointees and also the third respondent, and take a decision in accordance with law, within a period of six weeks from the date of receipt of a copy of this Judgment.

K. M. JOSEPH, JUDGE

kbk.